

**LABEL, IN PART:** (Bottle) "6 gr. Tablets Desiccated Liver N. F. Whole liver, defatted and desiccated. As a natural source of the Vitamin B Complex \* \* \* Directions: \* \* \* 4 tablets, after each meal \* \* \* Each part of the desiccated liver is derived from 4½ parts of whole, raw mammalian liver \* \* \* Twelve tablets (containing 72 grains or 4.6 gms. desiccated liver)."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in the above-mentioned pamphlets accompanying the article were false and misleading. The statements represented and suggested that the article, when taken as directed, would prevent fatigue, would be effective for anemia, would prevent cancer, and would effect retention of the original color of hair. The article, when taken as directed, would not prevent fatigue, would not be effective for anemia, would not prevent cancer, and would not effect retention of the original color of the hair.

**DISPOSITION:** June 30, 1953. Default decree of condemnation and destruction.

4157. Misbranding of Tuttle's Family Elexer and Tuttle's Elexer. U. S. v. 43 Cartoned Bottles, etc. (F. D. C. No. 34921. Sample Nos. 44946-L, 44947-L.)

**LABEL FILED:** On or about April 6, 1953, District of Rhode Island.

**ALLEGED SHIPMENT:** On or about November 4, 1952, and January 13, 1953, by the Tuttle's Elixir Co., from Boston, Mass.

**PRODUCT:** 43 cartoned bottles of *Tuttle's Family Elexer* and 107 bottles of *Tuttle's Elexer* at Providence, R. I. A leaflet entitled "What You Should Know About Tuttle's Family Elexer" was enclosed in each carton of *Tuttle's Family Elexer*. A leaflet entitled "Important To All Horse Owners" was enclosed with each bottle of *Tuttle's Elexer*, in which leaflet there appeared an offer of a free copy of a booklet entitled "Veterinary Experience By S. A. Tuttle, V. S.," wherein representations were made regarding *Tuttle's Family Elexer* and *Tuttle's Elexer*.

**LABEL, IN PART:** (Carton and bottle) "Tuttle's Family Elexer \* \* \* For External Use Only 30 Per Cent Alcohol Contents 4 Fluid Ounces Gives Relief From Pain Directions For Use \* \* \* Fabricated from the Following Ingredients: Gum Camphor, U. S. P. Turpentine, Ox Gall, Oil of Wintergreen, Hartshorn, Oil of Hemlock, Distilled Water, Alcohol 30 per cent"; (bottle) "Tuttle's Elexer Special Veterinary Liniment \* \* \* For External Use Only Contains 4½ Net Ounces Fabricated from the following ingredients:—Alcohol 30 per cent, Gum Camphor, U. S. P. Turpentine, Oil of Hemlock, Ox Gall, Ammonia Solution, Distilled Water."

**NATURE OF CHARGE:** Misbranding, Section 502 (f) (1), the labeling of the articles failed to bear adequate directions for use in the treatment of the diseases and conditions for which the articles were offered in the above-mentioned booklet, as follows: (*Tuttle's Family Elexer*) "For the cure of la grippe, pneumonia, rheumatism, all joint affections, cholera morbus, diarrhea; to afford relief from suffering and torture; to draw all inflammation to the surface; to restore a natural and healthy circulation; to cure sprains, bruises, lame back, stiff neck, sore throat, neuralgia, toothache, poisonous bites, corns, chilblains, bunions, frostbite, burns, caked breasts, cold, asthma, croup, and coughs; to assist in developing and hardening muscles and to prevent them from stiffening; and for warding off chills after exercise" and (*Tuttle's Elexer*) "For simple fractures, bone spavin; to draw all inflammation to the surface; to restore a healthy circulation; for splints, thoroughpin, acne,

atrophy, callus, fistula, grease heel, laminitis or founder, mud fever, old sores, poll evil, colic, diabetes, diarrhea, dropsy, dysentery, jaundice, loss of appetite, sore mouth, bronchitis, catarrh, cough, difficult breathing, epizootic, influenza, laryngitis, nasal gleet, pink eye, pleurisy, pneumonia, sore throat, strangles, lameness, shoulder lameness, speedy cut, hip-joint lameness, nail in the foot, diarrhea in cattle, caked or inflammation of the bag or udder, and inflammation of the lungs."

Further misbranding, Section 502 (a), the following statements in the labeling of *Tuttle's Family Eleaxer* were false and misleading since the article was not effective in the treatment of the conditions suggested and implied: (Carton and bottle label) "Tuttle's Family Eleaxer \* \* \* Gives Relief From Pain \* \* \* It is recommended, to give relief of \* \* \* lameness, chest colds \* \* \* sprains" and (Leaflet) "For Sprains \* \* \* and Common Chest colds."

DISPOSITION: May 15, 1953. Default decree of condemnation and destruction.

4158. Adulteration of Solar Aire room conditioner. U. S. v. 12 Devices, etc. (F. D. C. No. 34929. Sample No. 58851-L.)

**LIBEL FILED:** April 10, 1953, Northern District of Indiana.

**ALLEGED SHIPMENT:** On or about February 9, 1953, by Sears, Roebuck & Co., from Chicago, Ill.

**PRODUCT:** 12 cartoned devices known as *Solar Aire room conditioner* at South Bend, Ind., together with a number of leaflets entitled "Solar-Aire Guardian of Your Health and Comfort" and 1 carton containing an instrument to be used with the device and a leaflet entitled "What Is This Thing Called Humidity?"

The device consisted of a tank which would hold three gallons of water and contained a fan which, when plugged into the house electric line, forced air from the room to pass through a moistened filter pad. A small pump was incorporated in the device to circulate water through the filter pad and thus keep it moist.

**LABEL, IN PART:** (Metal plate attached to device) "Model No. 7600 Solar Aire Room Conditioner Filters and Humidifies Solar-Sturges Mfg. Division Pressed Steel Car Company, Inc. Melrose Park, Ill."; (carton containing instrument for use with the device) "Taylor Humidiguide Ashton Model No. 5546."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the labeling of the article, namely, the leaflet entitled "Solar-Aire Guardian of Your Health and Comfort" which was shipped with the device, was false and misleading. The labeling represented and suggested that the article provided an adequate and effective treatment for preventing sinus infections, throat infections, lung infections, loss of appetite, nervous tensions, respiratory infections, colds, and sore throat, and for treating hay fever, asthma, and skin itch. The article did not provide an adequate and effective treatment for such purposes and conditions.

**DISPOSITION:** June 8, 1953. The Pressed Steel Car Co., Inc., having appeared as claimant, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law. On June 25, 1953, an amended decree was entered providing for the removal of the above-mentioned leaflets under the supervision of the Food and Drug Administration. The leaflets were removed and destroyed.